

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1199 – SB 1089

March 6, 2017

SUMMARY OF ORIGINAL BILL: Enacts the *Tennessee Freedom of Political Speech Act* that prohibits the regulation of shape and quantity of political signs placed on private property that is located more than 100 feet from a polling place by state or local government; authorizes state and local governments to prohibit campaign signs that exceed 40 square feet in size; removes the authority of certain local governments to extend the 100 foot boundary around a polling place; prohibits homeowner's associations (HOAs) from restricting the display of political signs on private property; and authorizes residents of multi-unit residential dwellings to display political signs on property under their control.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (004638): Deletes and rewrites the bill such that the substantive changes restore language authorizing certain local governments to extend the 100 foot boundary around a polling place, authorizes HOAs to adopt reasonable covenants and restrictions on political signs on private property, and removes the authorization given to residents of multi-unit residential dwellings to display political signs on property under their control without restriction. Establishes that such prohibition from regulation only applies during a period of time beginning no less than 60 days before an election until the day after that election.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Prohibition from regulation of certain political signs displayed on private property more than 100 feet from polling places will not result in any significant fiscal impact to state or local government.
- Restriction of HOA covenants and rules will not fiscally impact state or local government.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/jrh